

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

KEITH D. KNIGHT,

Plaintiff,

-against-

FORMER BRONX S.D.N.Y. U.S. ATTORNEY
“Formerly *The Network*”; MARIA
CALDERON; CYNTHIA L. SIMON;
JENNIFER ARROYO A.K.A. *Peter Simon*;
BRONX S.D.N.Y U.S. ATTORNEY D.O.D.
STAFF A.K.A. *James Valentine* of “*The
Network*”; A.F. ZIMSTER; DEE CIARE of
Bronx S.D.N.Y. “*The Network*,”

Defendants.

19-CV-4762 (LLS)

ORDER

LOUIS L. STANTON, United States District Judge:

Plaintiff filed this action *pro se* and *in forma pauperis* (IFP). On May 31, 2019, the Court dismissed the complaint as frivolous and for failure to state a claim, noted that Plaintiff had filed four other cases that had been dismissed as frivolous, and ordered him to show cause why he should not be barred under 28 U.S.C. § 1651 from filing further actions IFP in this Court without prior permission. The Court mailed a copy of that order to Plaintiff at his address of record, but it was returned as undeliverable on June 26, 2019. Plaintiff did not respond to the May 31, 2019 order or otherwise communicate with the Court, and the Court issued a bar order on August 28, 2019. (ECF 1:19-CV-4762, 5.) The copy of the order and civil judgment mailed to Plaintiff were also returned as undeliverable.

On September 18, 2019, Plaintiff filed a notice of appeal and a motion for reconsideration, both of which bore a different mailing address for Plaintiff than the one on the Court’s docket. (ECF No. 7-8.) Those submissions did not explain why Plaintiff believed the order of dismissal and the bar order were erroneous. (ECF No. 8 at 2-3.) On October 17, 2019,

the Court granted Plaintiff thirty days to show cause why the dismissal order was erroneous, and why the bar order should not be imposed. That order stated that if Plaintiff failed to respond within the time directed, or if Plaintiff's response did not show cause why the bar order should not be imposed, it would take effect. That order was returned as undeliverable, and Plaintiff has not filed a declaration or otherwise communicated with the Court.

Accordingly, for the reasons set forth in the November 17, 2019 order, this matter is dismissed on the merits, and Plaintiff is barred under 28 U.S.C. § 1651 from filing any future action in this Court IFP without prior permission.

The Clerk of Court is directed to mail a copy of this order to Plaintiff, noting service on the docket.

SO ORDERED.

Dated: December 20, 2019
New York, New York

Louis L. Stanton
Louis L. Stanton
U.S.D.J.